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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,)	CASE NO. CR 16-0043 HSG
)	
14 Plaintiff,)	STIPULATION AND ORDER TO EXCLUDE
)	TIME
15 v.)	
)	
16 CELIA NIPPER,)	
a.k.a. Celia Arrand,)	
)	
17 Defendant.)	
18)	

19 The parties appeared before the Honorable Haywood S. Gilliam, Jr. on September 26, 2016, for a
20 status conference before the district court. With the agreement of counsel for the parties and the
21 defendant, the Court found and held as follows:

22 1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161,
23 from September 26, 2016, to November 7, 2016. Failure to grant the requested continuance would
24 unreasonably deny the defendant continuity of counsel and deny defense counsel reasonable time
25 necessary for effective preparation, taking into account the exercise of due diligence and the need for
26 defense counsel to review discovery, conduct investigation, and consult with the defendant.

27 2. Given these circumstances, the Court found that the ends of justice served by excluding
28 the above-referenced period of time outweigh the best interest of the public and the defendant in a

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1 speedy trial and filing of an indictment or information. 18 U.S.C. § 3161(h)(7)(A).

2 3. In addition, the defendant is not available during much of this time due to treatment she is
3 receiving for a serious medical issue, and her appearance cannot be obtained by due diligence. 18 U.S.C.
4 § 3161(h)(3)(A).

5 4. Accordingly, and with the consent of the defendant, the Court ordered that the above-
6 referenced period of time be excluded from Speedy Trial Act calculations under 18 U.S.C.
7 § 3161(h)(3)(A) , (h)(7)(A) & (B)(iv).

8 IT IS SO STIPULATED.

9 DATED: September 29, 2016

/s/

JEROME MATTHEWS
Counsel for Celia Nipper


12 DATED: September 29, 2016

/s/

BRIAN C. LEWIS
Assistant United States Attorney

15 IT IS SO ORDERED.

17 DATED: September 30, 2016



HAYWOOD S. GILLIAM, JR.
United States District Judge